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UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

CIVIL RIGHTS DEPARTMENT, an agency of the  
State of California,

Plaintiff,

v.

GRIMMWAY ENTERPRISES, INC., d.b.a.  
GRIMMWAY FARMS,

Defendant.

Case No.: 2:21-cv-01552-DAD-AC

**JOINT REQUEST TO RESET HEARING  
DATE AND ~~PROPOSED~~ ORDER**

Judge: Hon. Dale A. Drozd

Mag: Hon. Allison Claire

Complaint Filed: August 30, 2021

Trial Date: March 10, 2025

WHEREAS, on July 22, 2024, Plaintiff Civil Rights Departments (“Plaintiff” and “CRD”) filed a MOTION to COMPEL COMPLIANCE WITH DISCOVERY ORDER AND OTHER RELIEF AS APPROPRIATE (“Motion”) in connection with an unresolved discovery dispute (ECF No. 85); and

WHEREAS, that Motion was set for hearing for August 28, 2024 (ECF No. 86); and

WHEREAS, Plaintiff and Defendant Grimmway Enterprises, Inc., d.b.a. Grimmway Farms (“Grimmway”), (collectively “the Parties”) have met and conferred and filed a proposed stipulation (“Stipulation”) that, if approved, will eliminate the need for motion practice on this issue (ECF No. 91); and

WHEREAS, because the Stipulation includes a proposed change to the existing Scheduling Order, it will be reviewed by District Court Judge Drozd;

THEREFORE, in order to preserve Magistrate Judge Claire’s jurisdiction over the Motion pending the District Court’s approval of the Stipulation, the Parties jointly request that the August 28, 2024 hearing date for CRD’s MOTION to COMPEL COMPLIANCE WITH DISCOVERY ORDER AND OTHER RELIEF AS APPROPRIATE be vacated and reset for September 25, 2024, or other future date as the Court deems appropriate to the circumstances.<sup>1</sup>

DATED: 8/13/2024

CIVIL RIGHTS DEPARTMENT

By: Jennifer H. Sperlling  
JENNIFER H. SPERLLING  
Attorney for Plaintiff

BELDEN BLAINE RAYTIS, LLP

By: /s/ Jazmine Flores  
JAZMINE FLORES, Attorney for Defendant  
Grimmway Enterprises, Inc., dba Grimmway Farms

<sup>1</sup> The Parties’ Joint Statement on the Motion is due August 14, 2024, but the matter will be resolved if the District Court approves the Stipulation so there is no need for the Parties to file a Joint Statement at this time; however, it would be premature for CRD to withdraw its Motion altogether before the Stipulation is approved.

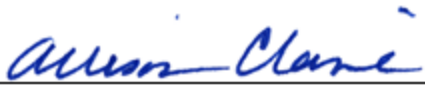
**[PROPOSED] ORDER**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Good cause appearing, IT IS HEREBY ORDERED that the August 28, 2024 hearing date set for ECF No. 85, MOTION to COMPEL COMPLIANCE WITH DISCOVERY ORDER AND OTHER RELIEF AS APPROPRIATE shall be VACATED and RESET for September 25, 2024.

IT IS SO ORDERED

Dated: August 14, 2024

  
ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE